## UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA PETER T. COCKCROFT, Plaintiff, No. C 05-1080 MHP (pr) ORDER V. RICHARD KIRKLAND; et al., Defendants.

Plaintiff has filed a motion to vacate the conditional order of dismissal. No later than **June 26, 2009**, defendants shall file and serve an (1) opposition to the motion, (2) statement of non-opposition, or (3) stipulation with plaintiff to withdraw the motion. If defendants file an opposition, plaintiff must file and serve his reply (if any) no later than **July 10, 2009**.

IT IS SO ORDERED.

Dated: May 22, 2009

Marilyn Hall Patel
United States District Judge